

1 LOUIS M. BUBALA III, ESQ.
 2 Nevada State Bar No. 8974
 3 ARMSTRONG TEASDALE LLP
 4 50 W. Liberty St., Ste. 950
 Reno, NV 89501
 Telephone: 775.322.7400
 Facsimile: 775.322.9049
 Email: lbubala@armstrongteasdale.com

5 Attorneys for Heritage Bank of Nevada
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ELECTRONICALLY FILED ON
 Aug. 7, 2013

7 **UNITED STATES BANKRUPTCY COURT**

8 **DISTRICT OF NEVADA**

9 In re

10 RONALD EUEL BEVERS JR. and
 BRENTA LEE BEVERS,

11 Debtors.

Case No.: BK-N-13-51461-BTB

Chapter: 7

**STIPULATION TO RESOLVE
 MOTION FOR RELIEF FROM
 AUTOMATIC STAY**

13 **Hearing Date: 8/27/13**

Hearing Time: 10:00 a.m.

14 Heritage Bank of Nevada (“Heritage”), Chapter 7 Debtors Ronald Euel Bevers Jr., and
 15 Brenda Lee Bevers (“Debtors”), and Chapter 7 Trustee W. Donald Gieseke (“Trustee”) stipulate as
 16 follows:

17 1. On August 1, 2013, Heritage moved for relief from the automatic stay under 11
 18 U.S.C. § 362 to exercise its state law rights against the real property owned by Debtors commonly
 19 known as 13000 Campo Rico Lane in Sparks, Nevada, commonly identified as Washoe County
 20 Assessor’s Parcel Number 076-281-15, with a legal description of: “PARCEL 2 OF PARCEL MAP
 21 NO. 2029, FOR BROOKSIDE SAVINGS AND LOAN, ACCORDING TO THE MAP THEREOF,
 22 FILED IN THE OFFICE OF THE COUNTY RECORDER OF WASHOE COUNTY, STATE OF
 23 NEVADA, ON SEPTEMBER 26, 1986” (“Campo Rico”) (Ct. Dkt. #14).

24 2. Cause exists to terminate the automatic stay under 11 U.S.C. § 362(d)(1) based on the
 25 prepetition agreement to vacate Campo Rico on or before July 1, 2013, before the bankruptcy was
 26 filed on July 23, 2013; Debtors’ statement of intent to surrender Campo Rico; and the lack of equity
 27 in Campo Rico to benefit the estate.

1 3. The stay also may be terminated under 11 U.S.C. § 362(d)(2) because there is no
2 equity in Campo Rico, and Campo Rico is not necessary for an effective reorganization in this
3 Chapter 7 proceeding.

4 4. Therefore, the automatic stay under 11 U.S.C. § 362 is terminated upon the entry of
5 this Court's written order approving this stipulation and granting the motion for stay relief, such that
6 Heritage may exercise all its rights necessary to recover Campo Rico

7 5. The automatic stay also is annulled as to the post-petition recordings of the State of
8 Nevada's Foreclosure Mediation Program Certificate and the Notice of Sale. Notwithstanding the
9 annulment, Heritage shall withdraw the existing recordings of the State of Nevada's Foreclosure
10 Mediation Program Certificate and the Notice of Sale. Heritage may record them again and proceed
11 with its rights.

12 6. Cause exists to waive the 14-day stay of any order granting relief from and/or
13 annulling the automatic stay under Rule 4001(a)(3) as detailed in the motion, and such stay shall be
14 waived with the stipulated order terminating the automatic stay.

15 Dated this 7th day of August, 2013

ARMSTRONG TEASDALE LLP

16 By: /s/Louis M. Bubala III
17 LOUIS M. BUBALA III, ESQ.

18 Attorneys for Heritage Bank of Nevada

19 Dated this 7th day of August, 2013

LAW OFFICE OF MICHAEL C. LEHNERS

20 By: /s/Michael C. Lehners
21 MICHAEL C. LEHNERS, ESQ.

22 Attorneys for Debtors

23 Dated this 7th day of August, 2013

CHAPTER 7 TRUSTEE

24 By: /s/W. Donald Gieseke
25 W. DONALD GIESEKE